

THEAKER A VICTIM OF MILLER'S DISLIKE

According to the Minority Report.

Was Unjustly Discharged, Says O'Donoghue.

Declares Nothing to Support Charges.

John Theaker, late President of the Street Railwaymen's union, now an employee of the civil service, this morning made public the minority report in connection with the arbitration over his dismissal by Superintendent Miller and the charges against the company of trying to disrupt the union. The majority report, signed by Judge Monk and William Bell, K. C., was published in the Times yesterday. In the minority report Mr. J. G. O'Donoghue, of Toronto, who represented the union, charges that Theaker's dismissal was due to personal spite on the part of Miller, and that the evidence before the board supported this.

After reciting the charges made by the union against the company, Mr. O'Donoghue admits that he found no justification in any of the evidence given for the general complaints, excepting the one regarding the dismissal of President Theaker, on account of his connection with the union. With regard to the allegations of discrimination, he accepts Col. Gibson's statement that there is no objection to the employees belonging to the union, as voicing the settled policy of the company. The petition was evidently the work of certain employees, acting on their own initiative.

Mr. O'Donoghue points out that considerable friction had arisen between the old and new men over the schedule. Regarding Mr. Theaker's case, the report reads as follows: "In John Theaker's case, my opinion is that Mr. Miller was seeking for an opportunity to get rid of him, and that he was unjustly discharged. Mr. Miller swore that he had lost confidence in Theaker before the last strike, and he based the statement upon two grounds, namely that Theaker was president of the union, had allowed the use of liquor at or after meetings of the union, and that as a result, employees were rendered less fit for their duty; and that Theaker had knowledge of the use of 'diggers' by employees, and had not reported this to the company."

"As to ground No. 1, the board unanimously declared that there was no foundation for the charge. On the second charge, my opinion is that Theaker acted as any honorable man would act who would hesitate to play the game. He consulted his committee and upon their advice delayed for the time being in making known to the company what was going on, but he swore that subsequently, when the facts were not complicated by the strike, he gave all the information he had to Mr. Green, an official of the company. Mr. Green admitted this."

Mr. O'Donoghue goes on to point out that with these two reasons gone Miller must have been actuated by some other motive, and the reason appears to be shown in the testimony of one Tolson, who never was a member of the union, and who swore that the superintendent had told him he had it in for Theaker, for the latter's part in the strike, and was going to get rid of him. The report also points out that for seventeen or eighteen years Theaker was regarded as an exemplary employee, but that immediately after the strike, it was alleged he became careless about his duties and that Miller discovered in one short year the company would be (Continued on page 5.)

Fatal Wager.

Sulphur Springs, Ark., April 11.—As a result of a wager, Ed. H. Galloway, of New York City, an athlete, lost his life yesterday in Butler Creek, in the presence of hundreds of spectators, who had gathered to watch his attempt to ride the dam in a row boat. The rower went over the falls, and was thrown into the rapids, where he made a brave fight for life, but he was swallowed up in a raging torrent, from which his body has not been recovered.

FAVORS DIVORCE.

Mrs. Vanderbilt Enters Testimony in Suit Against Husband.

New York, April 11.—David McClure, referee in the suit of Mrs. Alfred G. Vanderbilt for absolute divorce, will recommend that the divorce be granted. Mrs. Elsie French Vanderbilt appeared before Referee David McClure as a witness against her husband, Alfred G. Vanderbilt. Mrs. Vanderbilt, it was learned, attended the regular session held in Referee McClure's office at No. 22 William street. She spent most of the day on the stand telling her story. When asked about the report that Mr. Vanderbilt had settled \$2,000,000 in gilt-edged securities on his wife, Mr. McClure said: "All such reports are without foundation. In fact, they are merely guess work. It is a phase of the case that I will not discuss."

FEIGNED DEATH

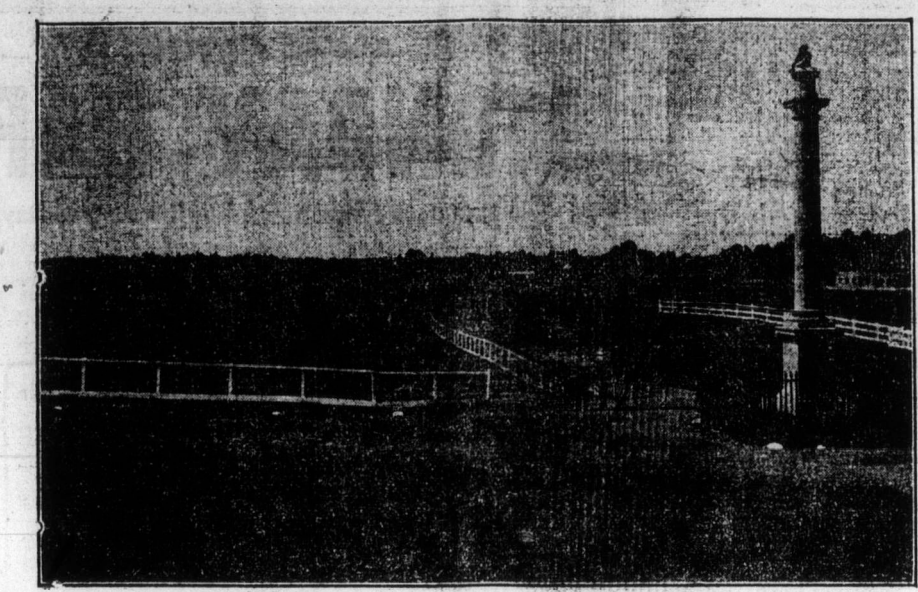
But It Cost Him a Bad Eye and Police Court Fine.

(Special Despatch to the Times.) Windsor, Ont., April 11.—Jacob Gottlieb and Michael Meretsky engaged in a personal encounter yesterday afternoon, with the result that Gottlieb was knocked down. To scare his antagonist he feigned death, and a hurry-up call was sent to doctors and police. One physician suspected that the act was shamming, and "brought him back to life" by gouging him in the eye. Today Gottlieb was fined \$6.50 in the Police Court, while Meretsky, who expected to face a murder charge, was freed.

TWO SMALL FIRES.

The fire department was out twice yesterday, once in the afternoon to the American Hotel, where a carelessly dropped match had set fire to some paper beneath the desk, and burned up a bunch of the guests' laundry, and the second time to the T. H. & B. roundhouse, where a small shed in the rear of the roundhouse was on fire. The employees at the roundhouse managed to get the blaze out with their emergency hose before much damage was done.

Mrs. Martin, contralto soloist, of Montreal, will sing at the evening service in St. George's Church to-morrow.



QUEBEC BATTLEFIELD.

The above is a picture of the historic Quebec battlefield, which the Dominion Government has undertaken to redeem. At the instigation of Earl Grey, Quebec Battlefield Associations are being organized all over the country. A meeting is to be held in this city next Tuesday evening at 8 o'clock, in the Board of Trade rooms, with such an object in view. The shaft shown on the right side is the Wolfe monument.

TAKE DRUNKS HOME SUSPECT ARRESTED.

Order Issued to Police by New Mayor of Harrisburg.

Harrisburg, Pa., April 11.—"Drunkenness is a disease, and we propose to act from that standpoint," declared Mayor Meals, the next executive of Harrisburg, to-day. "I have instructed the chief of police to see that plain drunks are taken home instead of to the lock-up," continued the Mayor. "That kind of treatment will do more than anything else to make a drinking man ashamed of himself. I also propose that when a man gets helplessly drunk in a certain saloon the proprietor of the place shall take care of him and not throw him out in the gutter. Of course, the disorderly drunks will have to take in hand for the protection of the community."

DOMESTIC TRAGEDY.

Wife Attempts to Follow Husband Who Ends Life.

New York, April 11.—After telling his wife that he had made a bad real estate transaction this afternoon, Daniel Deutsch killed himself in his home, No. 19 East 105th street, blowing out his brains. Mrs. Deutsch, on seeing her husband dead, attempted to kill herself by jumping out of a front window, but was restrained by friends. Mr. Deutsch came home late this afternoon in a very melancholy mood. When asked by his wife what was the matter he said that he had made a poor business deal in real estate and had no further interest in life. Mrs. Deutsch attempted to cheer him up and thinking she had succeeded, left her husband seated in the parlor. A shot brought her rushing into the parlor, where she found her husband's body lying over the arm of his chair, a revolver lying on the floor and a bullet in his brain.

The wife screamed and ran hysterically to the front window and tried to throw herself out. Neighbors caught and restrained her, forcing her to sit down until the police could be summoned.

MOTHER'S SUICIDE

Causes the Death of Her Four-Year-Old Baby Girl.

New York, April 11.—Playing about the room in which her mother was committing suicide yesterday by means of a rubber tube fastened to a gas jet, Effie Koenig, four years old, of No. 515 Dubois street, West Hoboken, gradually succumbed to the escaping gas. She was found dead upon the floor by a visiting playmate. Mrs. Betha Koenig, wife of a ship's carpenter, had been despondent following a recent illness. Lying upon a sofa in the living room of her apartment at noon she fastened the end of the rubber tube in her mouth with a strip of muslin tied about her head. Effie was in the room, dressing her dolls, but the mother gave no thought to the child, evidently supposing the tying of the tube would prevent the escape of gas. Alice Vickers, daughter of a neighbor, came to play with Effie about two o'clock, and receiving no answer to her knock pushed the door open. The room was filled with gas and Mrs. Koenig was dead with the tube still in her mouth. A few feet away was the body of the little girl. Apparently the child had become unconscious near the end that something was wrong, for she had dragged herself across the floor from her dolls to the sofa upon which Mrs. Koenig lay. No outcries had been heard, but the child's arms were stretched out toward her mother as if in appeal. In the rear room, alive and unhurt, was Mrs. Koenig's other child, three weeks old.

OUTLAW ROUTED.

Manila, April 11.—A despatch to the constabulary from Bayombong reports that the detachment sent out against Ligaya, the outlaw leader, whose band treacherously murdered a policeman, has been attacked and a sharp fight ended in the rout of the outlaws, who left nine dead.

A Twentieth Century Pipe.

Peterson's patent pipes with amber or vulcanite mouthpieces in all sizes and shapes are sold at peace's pipe store. The headquarters for this celebrated pipe in this city is at 107 King street east.

HARRY PATTERSON, OF DUNDAS, IN THE TOILS AT BRANTFORD.

Police Say Some Robberies Were to be Attempted There.

(Special Despatch to the Times.) Brantford, Ont., April 11.—The police last night were out in full force, endeavoring to locate two men concerning whom they had received information that house robberies were to be attempted. Harry Patterson, from Dundas, was one of the men who was arrested on suspicion early this morning, after an all night search by P. C. Boyle. In Patterson's possession were found ropes, skeleton keys, hairpins and other paraphernalia, all of which the police think were to be used in robbing Mr. and Mrs. John Sigman, an aged couple, residing in West Brantford. The couple always keep a considerable amount of money on their premises. A clue was also received that the house of Harry Hall was to be robbed, and a strict watch was kept during the night on the Hull place, but nothing developed. The police have been unable to arrest the other man suspected of being with Patterson. The ropes which were found in the latter's possession were freshly cut. Six policemen were at work on the case. The authorities claim to have acted on positive information that the robberies were to be attempted, but the marauders got "wise" to police activity. Several warrants were rounded up this morning in the police court. Patterson is being held pending further inquiry.

HERBERT H. ASQUITH

The Minister Appointed Premier of Great Britain.

London, April 11.—Mr. Herbert Henry Asquith, the newly-appointed Premier, returned to London yesterday afternoon from Brixton, where he has been in conference with King Edward. He was given a flattering welcome by the large crowds that had assembled at the railway station. The Premier will have several conferences with his colleagues before announcing his Ministerial appointments.

WAS HE MURDERED?

(Special Despatch to the Times.) Windsor, April 11.—Detectives Campbell and Mahony are investigating the mystery surrounding the disappearance of Archibald Drouillard, of Delray, Meib, from a lumber camp near Port Arthur. According to the story told by the young man's uncle, Drouillard started one night for Port Arthur and next day his shoes were found in the snow. It was supposed he was killed by wolves, but his uncle's story has not satisfied the father, who is now in an interesting the provincial police.



HERBERT H. ASQUITH

THE MAN IN OVERALLS

Will the bottle-brigade be out to-night? Last Sunday morning any number of dead soldiers could be seen lying around the streets. I counted three myself. Every one of them empty.

How is your choir getting on with its Easter music? This talk of shortage of coal belonging to the Fuel Sub-Committee is just adding fuel to the fire. Gamey's eulogy of Gordon Wilson sounded like a funeral oration. John Patterson is a Cataract man. Why doesn't the Mayor go for him? But 18 months is a long time to wait for Mr. Beck's Niagara juice. Excuse me for a minute while I have another laugh at the Herald's "positive guarantee." I know it's not right, but I can't help it. Let us now all sing and sing. "The Croquet Bawbee," with obligato by the pipe band, in honor of the newly imported drill instructor. In other words, if the Cataract Company were to offer the city the same contract that the Hydro-Electric Power Commission is offering it, should it accept it? The Hamilton Herald may answer this the best way it can. Will Mayor Stewart please publish once more those Hydro figures he guaranteed to be correct while the by-law campaign was on? They would make good reading. After all is said and done, the Dundas Star still refuses to endorse Gordon Wilson, and I do not blame it. Some people think that the regulations and restrictions thrown around Dundas Park are too severe. But the Commissioners say that if they want to play ball there's Victoria Park handy. What do you think of the power contract? \$250,000 is a lot of money. Still, better build schools than jail. The cure for wrong assessments may be after all the publication of the assessment rolls. The East Hamilton Tories hardly know what to do now. The young fellows have begun to talk Studholme. These secret conferences between the Mayor and Ald. Farrar lead to the conclusion that there will be no suit for slander. How did the Mayor come to hush it up? Now, if Dr. Orr would talk up like Dr. Robert's this smallpox controversy would be sizzling by this time. It's but fair to point out that C. N. Smith made no mention of Gamey's father in his Dundas address. He said three brothers of Gamey and one son were in the Government employ. Gamey did not deny the accusation. Don't forget that when Mayor Stewart declared that Ald. Pregrine was a Cataract man he meant it as a term of reproach.

EARTH SHOOK.

Many Mexicans Fled From Home to Other Towns.

San Antonio, Texas, April 11.—A special to the Express from Monterey, Mexico, says: Telegraphic despatches from Merand and Noreg say that several distinct earthquakes were felt on Wednesday and again on Thursday. Owing to the severe nature of the shocks great alarm was felt, and many persons fled from their homes to other towns. Saves Worry. You don't have to worry about the shape of your hat. You can make that last year's hat look like new by applying Oriental Hat Dye. You can have it brown, black, blue, navy blue, red or green. It is a waterproof dye, and the color will not run. Sold at 25c. per bottle.—Parke & Parker, druggists. SAFETY DEPOSIT BOXES. To rent at \$2 a year and upwards, for the storing of deeds, bonds, stocks, wills, silver and other valuables. TRADERS BANK OF CANADA.

WILL WAIT NO LONGER; MUST KNOW AT ONCE

Passed Cheques.

Chicago, April 11.—Mrs. Alice Webb, divorced wife of Brodie L. Duke, the millionaire tobacco manufacturer, was arrested yesterday on a warrant, charging her with having defrauded a Chicago hotel company by means of fraudulent cheques. She was held at the Harrison street police station in default of bail. Mrs. Webb is alleged to have passed a cheque for \$25 and one for \$50, drawn on a bank in Nacogdoches, Texas.

LADIES WILL HELP.

To Establish Plains of Abraham Preservation Fund.

At the meeting of the Daughters of the Empire, held this morning in the Board of Trade rooms, reports were received by Mrs. P. D. Crerar, Regent of Municipal Chapter, from the sub-committees in connection with the coming Feast of Blossoms. Quite a bit of business was transacted by the Executive, in regard to the badges, music and tickets for the coming fête. Mrs. Crerar distributed a number of books among the ladies, to be used in collecting funds for the Plains of Abraham Preservation Fund. By subscribing a small amount, one's name will be entitled to a place in the archives at Ottawa, and will go down to posterity.

NATURAL GAS.

Want Government to Prohibit Its Importation to the States.

(Special Despatch to the Times.) St. Catharines, Ont., April 11.—At a conference held in the city buildings yesterday, between the Fire and Light Committee of the City Council and a committee representing Thorold natural gas users, at which Mr. Price, President and manager of the United Gas Company, was present, the proposed increase in the price of gas to 55 cents a thousand cubic feet was thoroughly discussed. The joint committees submitted to the gas company, through Mr. Price, a proposition that the St. Catharines Council and Board of Trade and the Thorold Council and Board of Trade would use their influence with similar bodies in Welland and other places in the counties of Lincoln and Welland in memorializing the Government to prohibit the exportation of natural gas to the United States until local users shall have been furnished with an adequate supply. In return for this the company to fix a minimum rate of \$1 per meter, 30 cents a thousand to be the charge for all gas used in excess of that amount. Mr. Price promised to lay the matter before the directors and report to a meeting of the joint committees to be held one week hence.

THREE RUNAWAYS.

Toronto Boys Taken In Charge This Morning.

Constable Reynolds took three small boys in charge this morning who were begging around the city trying to get a meal. They were lodged in the cells and asked where they came from. The boys gave their names as John Baxter, 297 Lisgar street, Toronto, 14 years of age; Thomas Quinn, 1 Sunnyside avenue, Toronto, 14 years of age, and Harold Ward, 77 Ossington avenue, Toronto, 15 years of age. They admitted having run away and the police notified the authorities in Toronto. The boys are being held in the cells in the meantime.

FELL 25 FEET TO DEATH

WHEN A SCAFFOLD BROKE.

Tragic End of a Recently Married Contractor In This City Yesterday.

A twenty-five foot drop to death was the tragic fate of Albert W. Culp, 31 Spring street, a building contractor, at about 3 o'clock yesterday afternoon. Culp was a comparatively young man, being only 36 or 37 years of age, married but a short time, and had no children. He was doing the carpentering work on a new house on the south side of Main street, a short distance east of Wentworth street, for a Mr. Wilson, and had a scaffold erected to facilitate the work around the edge of the roof. This scaffold was built under his personal supervision and with his assistance, and everyone thought it was safe. He went up on it yesterday afternoon, and had been working there only a short time when the boarding broke under him and he was precipitated to the ground, striking several supports on the way down. When he struck the ground he didn't make a move, and the horrified workmen rushed to his assistance. The ambulance was called, and Dr. Baugh and Dr. Kappel were summoned. The injured man was found to be dying, and in fact nearly every bone in his body was broken. His neck was also broken, and he lived only a short time. The body was then taken to the city morgue, and Dr. Baugh was chosen as coroner, and instructed to hold an inquest. Constable Merritt summoned the jurors, who met last evening at 7.30 in the City Hospital, and after viewing the body adjourned till Monday evening to hear evidence and reach a verdict. The dead man was ordinarily very careful, and this was about the first accident he had. The workmen had been on the scaffold before it broke, and believed it to be solid and apparently safe. It is some time since a death or an accident has occurred in Hamilton from a faulty scaffolding, but a year ago there were half a dozen or more from this cause. The funeral of the dead man will take place on Monday afternoon at 2.30 from his late residence to Hamilton cemetery, and will be in charge of the Ancient Order of Foresters. The jurors in the case are: R. B. Spera (foreman), W. Harper, W. Ellis, J. Noble, John Theaker, Ed. Fenton, John Martin, Isaac Zimmerman, Frank Skerrett, W. Smith, H. Branton, J. Tomlinson, W. Pickard and R. Carpenter.

BUFFALO BOY STRIKES HIS MOTHER WITH HAMMER.

Refused to Give Him Money and She Was Attacked and Fatally Injured.

Buffalo, April 11.—Armed with a hammer, Charles Rosshirt, 31 years old, of 86 Herman street, struck down and perhaps fatally injured his mother, who is 65 years old, yesterday afternoon. The tragedy occurred in their home. Mrs. Rosshirt fell headlong from the kitchen door into an alley way. Her son fled. The trouble is of long standing, according to the statements obtained by the police. Some time ago Chas. Rosshirt was given a workhouse sentence, the police say. Since his return from the institution it is declared that he has been preying upon the members of the family for money with which to purchase intoxicants.

Angered because he had failed to obtain money at other times, discouraged because he had been unable to obtain work, and with a firm determination to obtain money at any cost, according to the police, the man entered the home of his mother and demanded money. "Get out," was the response, spoken in German. A second demand was made by the son for money. He said that he had a chance to get a job at Medina, N. Y., and still the aged mother would not listen. Repeated threats and an attempt to beat him from the place resulted in the attack. Neighbors heard the commotion and called the police. Before officers arrived Frank Harn, 83 Herman street, appeared on the scene. He found the aged woman lying on the sidewalk outside of the door of her home, while blood oozed from several wounds in her head. He carried

her inside the house. The son, who is accused of having committed the murderous assault, disappeared for the time being. Patrolman Patterson, of the William street police station, leaped into a carriage and pursued the fleeing man. He captured him at the corner of Utica street and Fillmore avenue, where he was hiding in a hallway. Meantime Patrolman Broesky aided by neighbors had taken care of the wounded woman and had caused her removal to the Emergency Hospital. Doctors say that there is little chance for the aged woman to recover because of her age and her infirm condition. Deputy Medical Examiner Howland appeared at the Emergency Hospital while the police were conducting their investigation. He asked the woman for a death-bed statement and was refused. The woman refused to tell what had happened. All that the police have to work on is what was obtained from her before the excitement had died away. Following the arrest there were two pathetic scenes at the Emergency Hospital. Another son rushed into the hospital and asked to see his mother. It took a few seconds to ascertain from him who he wanted to see. He finally made known his wants and was given permission to enter the ward. At the same time he was ushered into the chamber where the aged woman was lying. The police had the would-be slayer standing beside the bed. "You cur!" excitedly yelled the brother of the accused man. There was no response. The brother threw his arms about the neck of his mother, kissed her and prayed that she be spared her life.